

ASSIGNED

Serial No. **57757**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 16 1992

Returned to applicant for correction.....

Corrected application filed..... Map filed JUN 16 1992 under 57755

The applicant Cordex Exploration Co.

P. O. Box 1193 of Elko
Street and No. or P.O. Box No. City or Town

Nevada 89803 hereby make(s) application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit no. 45543
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground Well No. 5
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining & Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining & Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE 1/4 NE 1/4 of Section 4, T36N, R49E, MDB&M.,
Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the SE corner of said Section 4 bears S 1° 09' 19" E,
distance to a section corner. If on unsurveyed land, it should be stated.
4457.54 feet.

6. The existing permitted point of diversion is located within SW 1/4 SW 1/4 of Section 34, T37N, R49E,
If point of diversion is not changed, do not answer.
MDB&M., at a point from which the SW corner of Section 3, T36N, R49E, MDB&M.,
bears S 9° 46' 09" W, 5727.69 feet.

7. Proposed place of use All of Sections 33 & 34; W 1/2 Section 35, T37N, R49E, MDB&M., S 1/2
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 1; All of Sections 2, 3, 4 & 9, W 1/2 Section 10; All of Section 12, T36N,
R49E, MDB&M.

8. Existing place of use SW 1/4, W 1/2 SE 1/4, Portions of NE 1/4 SE 1/4 and SE 1/4 SE 1/4 of Section 33; SE 1/4,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
SE 1/4 SW 1/4, Portions of
manner of use of irrigation permit, describe acreage to be removed from irrigation.
NE 1/4 SW 1/4 and SW 1/4 SW 1/4 of Section 34; SW 1/4 of Section 35, T37N, R49E, MDB&M., NE 1/4
NW 1/4, SW 1/4 NW 1/4 of Section 2, T36N, R49E, MDB&M.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pipelines, And Storage Ponds.
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The consumptive use under this application will be 210.24 million gallons annually.

HIGH DESERT Engineering, Agent
By s/Robert E. Morley
Robert E. Morley
515 South Fifth Street
Elko, Nevada 89801

Compared bc/bc jr/vjw

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 45543 is issued subject to the terms and conditions imposed in said Permit 45543 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 53715, 57755, 57756, 57757, 57758-E, 57759-E, 57882, 57883 and 58254 shall not exceed 1084.50 acre-feet annually. (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 645.20 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 3, 1995

Proof of completion of work shall be filed before April 3, 1995

Application of water to beneficial use shall be made on or before March 3, 1996

Proof of the application of water to beneficial use shall be filed on or before April 3, 1996

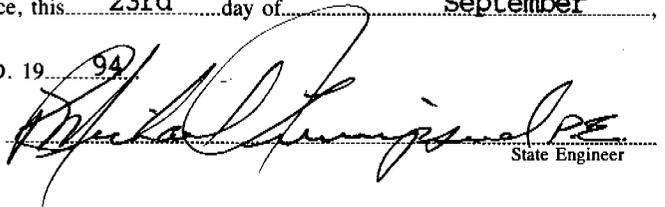
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed APR 14 1995
Proof of beneficial use filed _____
Cultural map filed _____
Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 23rd day of September

A.D. 19 94


State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.